IN THE HIGH COURT OF JUDICATURE AT BOMBAY,

NAGPUR BENCH, NAGPUR

L.P.A. No.72 of 2007 in

W.P. No.5889 of 2006 (Decided)

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Office Notes, Memoranda of Coram, appearances, Court's orders or directions : Court's or Judge's orders and Registrar's orders.

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CORAM **:** D.D.Sinha and
A.B.Chaudhari, JJ.

DATE **:** March 12, 2007.

Heard Mr. S.S.Hedaoo, Counsel for the Appellant.

Looking to the tenor of the order passed by the learned Single Judge, jurisdiction of this Court was invoked under Article 227 of the Constitution of India only and the learned Single Judge, therefore, exercised power under Article 227 of the Constitution of India simplicitor. Hence, in view of the decision in ***L.P.A.No.56 of 2006, Kanhaiyyalal Fattelalji Upadhyaya – (Since deceased) through L.R. Smt. Rukmani wd/o. Kanhaiyyalal Upadhyay and Others .vs. M/s. Mahavir Tea Co., Nagpur and Others,*** this Letters Patent Appeal is not maintainable. Hence, the same is accordingly disposed of. No order as to costs.

JUDGE JUDGE

ssj